

**THE RIGHT TO KNOW COMMITTEE
OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO**

**ACTIONS FOR
THURSDAY, MAY 27, 2004 AT 6:00 P.M.**

**COUNCIL CHAMBERS (12TH FLOOR), CITY ADMINISTRATION
BUILDING
202 C STREET, SAN DIEGO, CALIFORNIA**

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COUNCIL COMMENT:

Deputy Mayor Atkins expressed that she was glad to see the Right To Know Committee officially formed and getting to work.

Councilmember Madaffer expressed that he was glad to see the Right To Know Committee officially formed and getting to work.

Councilmember Frye explained the purpose and history of the Right To Know Committee. Councilmember Frye explained that on March 9, 2004 she and Deputy Mayor Atkins chose not to attend the scheduled closed session meeting of the City Council due to serious concerns over the rules regarding the noticing and conduct of closed session meetings. On March 15, 2004 after hearing a presentation by Councilmember Frye and Deputy Mayor Atkins regarding specific changes to the permanent rules of Council regarding closed session meetings, the City Council voted to docket an item that would enact a temporary rule for the noticing and conduct of closed session meetings. Councilmember Madaffer voiced his support. On March 16, 2004 Councilmember Frye continued to boycott closed session meetings of the City Council. On March 22, 2004 the City Council discussed and voted on an item that would enact a temporary rule for the noticing and conduct of closed session meetings. After much discussion the final vote resulted in a tie because Councilmember Madaffer was not present for the vote. The issue was continued until the following Monday, March 29. On March 23, 2004 Councilmember Frye continued to boycott closed session meetings of the City Council. On March 29, 2004 the City Council again discussed and voted to enact a temporary rule for the noticing and conduct of closed session meetings, this time with Councilmember Madaffer present. After much discussion the item passed and the Right To Know Committee was formed to discuss the details of the rule and forward a recommended final version to the Rules Committee. On March 30, 2004 Councilmember Frye, having passed the temporary rule for noticing and conduct of closed session meetings, attended the closed session meeting of the City Council.

NON-AGENDA PUBLIC COMMENT:

NONE RECEIVED

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ADOPTION AGENDA

ITEM-1: Boards and Commissions

Shall the Committee recommend that the temporary rule regarding the noticing of meetings apply to all boards and commissions associated with the City?

PUBLIC COMMENT RECEIVED BY:

Mel Shapiro
Kimberly King
Phil Thalheimer
Ian Trowbridge
Carolyn Chase (written)

ACTION: Motion by Councilmember Madaffer, second by Deputy Mayor Atkins to direct the City Manager and City Attorney to report back on how the temporary rule regarding the noticing of meetings can be extended to boards and commissions, beginning with those boards and commissions that hold closed session meetings, specifically CCDC, Citizens Review Board on Police Activities, Civil Service Commission, Data Processing Corporation Board, Ethics Commission, Housing Commission, Planning Commission, Retirement Board and SEDC.

VOTE: 3-0; Frye-yea, Atkins-yea, Madaffer-yea

ITEM-2: Noticing of Meetings and Supplemental Agenda Items

Shall the Committee recommend that the City Council adopt language to be included within the temporary rule pertaining to the noticing of meetings and supplemental agenda items?

PUBLIC COMMENT RECEIVED BY:

S. Clive Richard
Carolyn Chase (written)

ACTION: Motion by Councilmember Madaffer, second by Councilmember Frye to direct the City Clerk to include a section on the fourteen-seventy-two form (the document required to be submitted to the City Clerk by a City department for an issue to be included on the City Council agenda) and supplemental agenda documents that would provide a concise synopsis explaining why the item was docketed as supplemental and to report back on how to better notice supplemental items to the public and that supplemental items should only be used with the greatest discretion and care and be used only when the normal docketing process cannot be accommodated.

VOTE: 2-0; Frye-yea; Madaffer-yea

ITEM-3: Public's Ability to Obtain Documents

Shall the Committee recommend that the City Council adopt language to be included within the temporary rule pertaining to the public's ability to obtain documents?

PUBLIC COMMENT RECEIVED BY:

Carolyn Chase (written)

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ACTION: Continued

ITEM-4: Charter Amendment Similar to State Constitutional Amendment No. 1 (SCA-1)
Shall the Committee approve ballot language to be submitted to the voters in November 2004 to amend the City Charter to include language similar to SCA-1 and forward the recommendation to the Rules, Finance and Intergovernmental Relations Committee?

PUBLIC COMMENT RECEIVED BY:

Mel Shapiro

Carolyn Chase (written)

ACTION: Motion by Deputy Mayor Atkins, second by Councilmember Madaffer to recommend approval of the ballot measure as written to the Rules Committee.

VOTE: 3-0; Frye-yea, Atkins-yea, Madaffer-yea

ITEM-5: Setting Next Agenda and Meeting Date

Shall the Committee's next meetings take place on Wednesday, June 16, 2004 at 6:00 pm and Wednesday, June 23, 2004 at 6:00 pm in the Council Chambers at 202 C Street and shall the following items be placed on the agenda for discussion?

June 16, 2004 at 6:00 pm

ITEM-1: Serial Meetings

ITEM-2: Non-Agenda Public Comment

June 23, 2004 at 6:00 pm

ITEM-1: Final adoption of the proposed permanent rule for consideration by the Rules, Finance and Intergovernmental Relations Committee

PUBLIC COMMENT RECEIVED BY:

Mel Shapiro

Carolyn Chase (written)

Al Strohlein (written)

ACTION: Motion by Councilmember Madaffer, second by Councilmember Frye to approve the next meeting dates and proposed agenda items, with the inclusion of Item #3, "Public's Ability to Obtain Documents" on the June 16, 2004 agenda.

VOTE: 2-0; Frye-yea, Madaffer-yea

Chair